

T. 20567A-07-0662



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ORIGINAL

ARIZONA CORPORATION COMMIS

UTILITY COMPLAINT FORM

Investigator: Richard Martinez

Phone: [REDACTED]

Fax: [REDACTED]

Priority: Respond Within Five Days

Opinion No. 2009 78160

Date: 4/9/2009

Complaint Description: 08A Rate Case Items - Opposed
N/A Not Applicable

First:

Last:

Complaint By:

Christy

Smith

Account Name:

Christy Smith

Home: [REDACTED]

Street:

[REDACTED]

Work:

City:

Scottsdale

CBR: [REDACTED]

State:

AZ

Zip: 85255

is: E-Mail

Utility Company:

Newpath Networks, LLC

Division:

Telephone

Contact Name:

n/a

Contact Phone: (000) 000-0000

Nature of Complaint:

Docket No. T20567A-07-0662

RECEIVED
09 APR 14 PM 3:34
ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Received the following correspondence:

Newpath is a fairly new company with a spotty history. Their largest system to date is 25 and they currently have pending patent infringement litigation against them.

The quality issue, they are proposing 270 +/- right now with a perfect location for those antennas. If they do move a tower even a few feet, or shorten a tower, then additional towers will be needed, and this is only the first phase...this technology could require over 1,000 antennas just in Scottsdale.

They are trying to do the least quality system, not digging proper trenching, not paying for cell tower lease fees, versus Wi-Fi fees. They have not addressed the safety of break away towers upon impact from car crashes, like power poles have.

G3 technology soon will be replaced with G-4 in about 5 years, why put this in now, for very little gain.

They have failed to notify me who lives directly across the street from one of the proposed locations of meetings, cancelled meetings with short notice and obscure the information requested by the our neighborhoods who have dealt with them.

End of Complaint

Utilities' Response:

na

End of Response

Investigator's Comments and Disposition:

Arizona Corporation Commission

DOCKETED

APR 14 2009

DOCKETED BY

[Signature]

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

4/09

I called customer and left a voice mail message to return my call in Tucson.

4/10-I contacted customer who wants this Opinion docketed so that the Commissioners will have an opportunity to read her concerns. Customer said this is her Opinion against this CC&N application. The towers will be up to 24 feet tall and due to their short height it will require more towers be installed.

NewPath will be providing service these services for AT&T. Customer is very concerned as she said this this technology will be obsolete within 4-5 years.

I emailed this OPINION to Trish Meeter @ ACC Phoenix Office to have this docketed towards Newpath Networks, LLC Docket No. T20567A-07-0662. FILE CLOSED.

End of Comments

Date Completed: 4/10/2009

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